



Montgomery County, Maryland

## COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850  
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • [www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)

*The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office to obtain current information.*

*This meeting will be televised live on Channel 6;  
repeated on 1/21/05 at 8 pm and 1/22/05 at 9 am*

**Tuesday, January 18, 2005**

- (1) 9:00-9:30 **INTERVIEW** - County Executive appointee to the Washington Suburban Sanitary Commission: Sandra A. Allen (*6th floor Council Conference Room*) (Ferber)
- 9:45 **INVOCATION** - Reverend Carolyn Roberts, United Church of Christ of Seneca Valley
- 9:50 **PRESENTATION** - Proclamation in recognition of Elizabeth Feldman, winner of Bethesda's "Marathon in the Parks" race by Councilmember Denis
- 9:55 **GENERAL BUSINESS**
- A. **Announcements** (Lauer)
- Agenda and Calendar Changes
  - Public hearing for the FY06 Capital Budget and amendments to FY05-10 Capital Improvements Program, and WSSC's FY06-11 Capital Improvements Program, is scheduled for February 8, 2005 at 8:00 pm.
- B. **Action** - Approval of Minutes: (Dodson)
- (2) C. **Acknowledgement** - Receipt of Petitions (Lacefield)
- (3) 10:00 **CONSENT CALENDAR**
- A. **Introduction/Suspension of Rules/Action** - Resolution to approve Memorandum of Understanding to provide security for Presidential Inauguration on January 20, 2005  
*Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.* (Faden/McMillan)
- B. **Introduction** - Resolution to establish Task Force to Study Compensation of County Executive, County Council, Sheriff, and State's Attorney (Ferber)  
*Action is scheduled for 1/25/05.*
- C. **Introduction** - Resolution to support purchase of Pepco Communications' interest in Starpower Communications, L.L.C. by RCN Telecom Services (Healy)  
*MFP Committee is tentatively scheduled for 1/31/05.*
- D. **Introduction** - Supplemental appropriation to the County Government's FY05 Operating Budget, Circuit Court - \$191,960 for Adult and Juvenile Drug Court Grant Programs (Source: State Grant) (McMillan)  
*Public Hearing/Action is scheduled for 2/1/05 at 1:30 pm.*



(3) 10:00 **CONSENT CALENDAR** *(continued)*

- E. **Introduction** - Resolution to approve retroactive increase to the minimum and maximum salaries on the salary schedule of uniformed Fire/Rescue managers (Davidson)  
*MFP Committee worksession tentatively scheduled for 1/24/05.*
- F. **Introduction** - Resolution regarding publication of 2004 Montgomery County Code (Faden)  
*Action is tentatively scheduled for 1/25/05.*
- G. **Introduction** - Supplemental appropriations to the MCPS' FY05 Operating Budget:  
• \$273,000 for Entrepreneurial Activities Fund (Source: Charges for Service) (Planell)  
• \$2,441,487 for Middle Schools Magnet Consortium (Source: Federal Grant) (Planell)  
*Public Hearing/Action is scheduled for 2/1/05 at 1:30 pm.*
- H. **Introduction** - Resolution to approve categorical transfer of \$1,500,000 for MCPS FY05 Provision for Future Supported Projects (Planell)  
*Action is tentatively scheduled for 1/25/05.*
- I. **Action** - Executive Regulation 9-04AM, Amendments to Montgomery County Personnel Regulations on Multilingual Pay, Service Increment Dates, Annual and Sick Leave, and Promotion (Davidson)
- J. **Action** - Confirmation of County Executive appointments to the Mental Health Advisory Committee: Swaroop G. Rao, M.D., Miriam L. Yarmolinsky, Susan S. Magazine, Kenneth E. Ratcliffe, Roy Turner (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Solid Waste Advisory Committee: Amy E. Schaffer, Philip A. Browne (Ferber)
- L. **Introduction** - Supplemental appropriation to the County Government's FY05 Operating Budget, Department of Health and Human Services - \$438,380 for Public Health Emergency Preparedness and Response Program (Source: NACCHO grant funds) (McGuire)  
*Public Hearing is scheduled for 2/1/05 at 1:30 pm.*
- (1) 10:05 **ACTION** - Confirmation of County Executive appointment to the Washington Suburban Sanitary Commission: Sandra A. Allen (Ferber)
- 10:10 **DISTRICT COUNCIL SESSION**
- (4) A. **Introduction** - Zoning Text Amendment 05-01, Non-residential Professional Office - R-90 Zone, sponsored by Councilmember Denis (Wilson)  
*Action - Resolution to establish public hearing for 3/8/05 at 1:30 pm.*

10:10 **DISTRICT COUNCIL SESSION** *(continued)*

- (5) **B. Action** - Consideration of Hearing Examiner's Report and Recommendation: (Wilson)  
**Application No:** G-821  
**Applicant:** Tricapital Partners (William Kominers, Attorney)  
**Property:** Lot 2, Seibel's Subdivision, 3961 Green Castle Road, Burtonsville  
**Action:** R-60 to RT-8  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Approve
- (6) **C. Action** - Resolution to extend time for Council action on the Olney Master Plan until March 28, 2005 (Michaelson)
- (7) **D. Action** - Resolution to establish public hearing on March 8, 2005 at 1:30 pm for Remedial Map Amendment G-835 to reclassify property from County Inn Zone to RDT Zone (Wilson)
- (8) 10:20 **WORKSESSION** - Olney Master Plan (Michaelson/Orlin)
- (9) 12:15 **RECESS** - 12:30 - Discussion of State Legislative Program (6CCR) (Wenger)
- (10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 04-26, Mixed-Use Town Center Zone (Michaelson)  
*PHED Committee worksession tentatively scheduled for 2/7/05.*
- (11) 1:30 **PUBLIC HEARING** - Special appropriation to the MNCPPC's FY05 Capital Budget and amendment to the FY05-10 Capital Improvement Program - \$600,000 for Small Grant/Donor-Assisted Capital Improvements (Source: General and Park and Planning Current Revenue and Contributions) (Michaelson)  
*PHED Committee worksession tentatively scheduled for 1/25/05.*
- (8) 2:00 **WORKSESSION** - Olney Master Plan *(continued)* (Michaelson/Orlin)
- 4:30 **ADJOURN**

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on January 25, 2005:**

Advisory Committee on Consumer Affairs: Stephen Gurwitz, Eric I. Goldberg, Cathy A. Silverstein, Anne Elward

Citizens Review Panel for Children: Marie E. Marcellus, Diane Boyd Rauber, Heather Ringeisen Ray

Citizens Review Panel Advisory Group: Lisa Horowitz, Michelle Avery Weston, Christine N. Whitaker

### **FUTURE COUNCIL MEETINGS**

**County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.**

**Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.**

<b>Jan 24, 2005</b>	<b>1:00 pm</b>	<b>State Legislation</b>
<b>Jan 25, 2005</b>	<b>9:15 am</b>	<b>Regular Session</b>
<b>Jan 31, 2005</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Feb 1, 2005</b>	<b>8:30 am</b>	<b>Meeting with Board of Education</b>
<b>Feb 1, 2005</b>	<b>9:45 am</b>	<b>Regular Session</b>
<b>Feb 7, 2005</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Feb 8, 2005</b>	<b>9:15 am</b>	<b>Regular Session</b>
<b>Feb 8, 2005</b>	<b>7:00 pm</b>	<b>Regular Session</b>
<b>Feb 14, 2005</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Feb 15, 2005</b>	<b>9:15 am</b>	<b>Regular Session</b>
<b>Feb 16, 2005</b>	<b>7:30 pm</b>	<b>Town Hall Meeting</b>
<b>Feb 28, 2005</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Mar 1, 2005</b>	<b>9:15 am</b>	<b>Regular Session</b>
<b>Mar 7, 2005</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Mar 8, 2005</b>	<b>9:15 am</b>	<b>Regular Session</b>
<b>Mar 9, 2005</b>	<b>7:30 pm</b>	<b>Town Hall Meeting</b>
<b>Mar 14, 2005</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Mar 15, 2005</b>	<b>9:15 am</b>	<b>Regular Session</b>
<b>Mar 21, 2005</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Mar 22, 2005</b>	<b>9:15 am</b>	<b>Regular Session</b>

**COUNTY COUNCIL SEEKS APPLICANTS**  
**FOR BOARD OF INVESTMENT TRUSTEES FOR THE**  
**MONTGOMERY COUNTY EMPLOYEE RETIREMENT PLANS**

**Deadline 5:00 P.M., March 9, 2005**

The County Council is seeking applicants for the position of Council Representative on the Board of Investment Trustees for the Montgomery County Employee Retirement Plans. The Board is responsible for overseeing the investment of approximately \$2 billion worth of pension assets for nearly 10,500 active and retired members. The Board sets investment policy, hires investment managers, and monitors investment performance.

The Board, which meets quarterly, consists of thirteen trustees appointed by the County Executive and confirmed by the County Council. Trustees include: the Director of Human Resources; the Director of the Office of Management and Budget; the Director of Finance; the Council Staff Director; two representatives of the County Council; one active member of the retirement plans who is not a member of a collective bargaining unit; one retired member of a County plan; two members of the public; and individuals recommended by each of the three County employee collective bargaining organizations.

Trustees serve for three-year terms without compensation from any source for services rendered to the Board. However, the Board will reimburse Trustees for all expenses authorized by the Board. The Board meets at least once every three months for several hours, usually on the first Friday of March, June, September, and December, or as additional meetings or meetings of committees of the Board are required. Members of County boards, committees and commissions may not serve on more than one such group at a time.

This new Council representative position is for a person who is knowledgeable in pensions, investments or financial matters. The new Council representative will be selected by the County Executive from a list of three to five candidates recommended by the Council. The Executive cannot appoint any person who furnishes, or is employed by a firm that furnishes, to pension funds and other institutional investors the kind of investment services purchased by the Board. Candidates must complete a financial disclosure statement. Within ten days after confirmation, each Trustee must sign a certificate stating that the Trustee accepts the fiduciary responsibility of the Trust and will administer the affairs of the Trust with care, skill, prudence, and diligence.

Letters expressing interest in the position, including a resume listing professional and civic experience, should be addressed to Council President Thomas E. Perez, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850, and must be **received no later than 5:00 p.m., Wednesday, March 9, 2005.** It is the Council's policy not to consider applications received after the deadline.

**FOR INFORMATION: Justina Ferber, 240-777-7938**



**If persons with disabilities need services or aides to participate in any Council activity, please call 240-777-7900 five days in advance. This agenda is available in an alternative format upon request.**

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